

11-24-04

BT14 Rec'd PCTO 22 NOV 2004

PCT

#12

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor : **Keith Edwin CURTIS, et al.**
Title : **Virtual Eprom Simulator Apparatus**
Application No. : **09/720,570**
Filed : **Dec. 21, 2000**
PCT No. : **PCT/AU99/00511**
Int. Filing Date : **June 24, 1999**

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail, postage prepaid, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 pursuant to 37 CFR 1.10 on the date shown below as

Express Mail Receipt No. ET 781143023-US

Name: Jean A. Burns

Signature: Jean A. Burns

Date: 11/22/04

Mail Stop: Petitions
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

ATTN: Office of PCT Legal Administration

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30 NOV 2004

Renewed Petitions Under 37 CFR § 1.47(b) and 1.137(b)

Legal Staff
International Division

To the Commissioner for Patents:

Applicant responds to the Decision on Petitions Under 37 C.F.R. 1.47(b) and 37 C.F.R. 1.137(b) issued on September 22, 2004 for the above-captioned patent application. The requirements of the Petition, which have been previously satisfied, are incorporated herein by reference. The Examining Attorney has accepted the necessary requirements of the Petition Under 37 C.F.R. 1.137(b) pending submission of a grantable 1.147(b) petition. Furthermore, the Examining Attorney has accepted the submission of applicant's 37 C.F.R. 1.47(b) petition with the exception of the showing of Applicant's sufficient proprietary interest, due to the fact that the assignment failed to clearly identify the application being assigned.

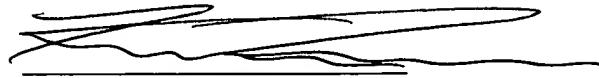
Pursuant to the last action, it is clear that the Examining Attorney has reviewed the records of the Patent Office – Assignments Division to locate a better copy. The assignment was recorded on 6/24/1998 at reel/frame 9296/0055 (see attached Notice of Recordation). The Notice of Recordation was recorded on the same date as the application was filed because the assignment accompanied the application. This is confirmed by the data on the face of the Provisional Filing Receipt which explicitly links Application Number 60/090,514 and title "Virtual Eprom Simulator Apparatus" with attorney docket number 2597/NU (attached). The assignment also expressly includes an assignment all U.S. and foreign applications, divisionals, renewals and continuations which may be granted on the assigned invention. For this reason, Applicant respectfully believes that the timing of the filing, the timing of the recording, and the recordation cover sheet collectively provide a more than adequate link between this application and the application having docket number 2597/NU in the assignment dated June 23, 1998. This demonstrates sufficient proprietary interest in the application as required under 37 C.F.R. 1.47(b).

It is believed that no other fees are due with this petition. However, if any other fees are due with this paper, the Commissioner is hereby authorized to charge such fee(s) to Deposit Account No. 50-0792.

Please direct any inquiries regarding this petition to the Applicant's undersigned attorney, who can be reached directly by telephone at (303) 298-5718.

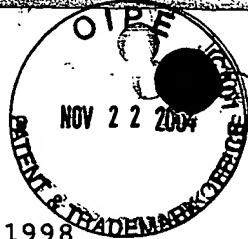
Favorable consideration is respectfully solicited.

Respectfully submitted,



Kendall I. Thiessen
Reg. No. 45,158
Gibson, Dunn & Crutcher LLP
1801 California Street, Suite 4100
Denver, CO 80202
Telephone: 303/298-5700
Facsimile: 303/296-5310

Attorney Docket No.: 04560-00011



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UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
ASSISTANT SECRETARY AND COMMISSIONER
OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

SEPTEMBER 19, 1998

PTAS

FRIEDMAN SIEGELBAUM LLP
SHAHAN ISLAM
SEVEN BECKER FARM ROAD
ROSELAND, NJ 07068



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UNITED STATES PATENT AND TRADEMARK OFFICE
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION
OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS
AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER
REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE
INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA
PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD
FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY
CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723.
PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE,
ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY,
SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 06/24/1998

REEL/FRAME: 9296/0055
NUMBER OF PAGES: 2

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:

CURTIS, KEITH E.

DOC DATE: 06/23/1998

ASSIGNOR:

BOND, EUGENE T.

DOC DATE: 06/22/1998

ASSIGNEE:

NUGAME, INC.
2680 CHANDLER AVENUE #5
LAS VEGAS, NEVADA 89120

SERIAL NUMBER: 60090514

FILING DATE: 06/24/1998
ISSUE DATE:

ANNIE HARRELL, PARALEGAL
ASSIGNMENT DIVISION
OFFICE OF PUBLIC RECORDS

Priestman Siegelbahn Doctor No.: 2597/HV

ASSIGNMENT (JOINT)

- which is executed on X even date herewith or Date of Execution
 which is identified by Friedman Steigbaum Deckers No. 2397/NY
 which was filed on Serial No.

WHEREAS, NUGATE, Inc. ^{Name of Assignor} is desirous of obtaining the entire right, title and interest in, to and under the said invention and the said application.

NOW, THEREFORE, in consideration of the sum of One Dollar (\$1.00) to us in hand paid, and other good and valuable consideration, the receipt of which is hereby acknowledged, we, the said ASSIGNORS, have sold, assigned, transferred and set over, and by these presents do hereby sell, assign, transfer and set over, unto the said ASSIGNEE, its successors, legal representatives and assigns, the entire right, title and interest in, to and under the said invention, and the said United States application and all divisions, renewals and continuations thereof, and all Patents of the United States which may be granted thereon and all renewals and extensions thereof; and all applications for industrial property protection, including, without limitation, all applications for patents, utility models, and designs which may hereafter be filed for said invention in any country or countries foreign to the United States, together with the right to claim for the same the priority rights derived from said United States application under the Patent Laws of the United States, the International Convention for the Protection of Industrial Property, or any other international agreement or the domestic laws of the country in which any such application is filed, as may be applicable; and all forms of industrial property protection, including, without limitation, patents, utility models, inventors' certificates and designs which may be granted for said invention in any country or countries foreign to the United States and all renewals, renewals and renewals thereof;

AND WE HEREBY authorize and request the Commissioner of Patents and Trademarks of the United States, and any Official of any country or countries foreign to the United States, whose duty it is to issue patents or other evidence or forms of Industrial property protection on applications as aforesaid; to issue the same to the said ASSIGNEE, its successors, heirs, representatives and assigns, in accordance with the terms of this instrument.

AND WE HEREBY covenant and agree that we have full right to convey the entire interest herein assigned, and that we have not executed, or will not execute, any agreement in conflict herewith.

AND WE HEREBY further covenant and agree that we will communicate to the said **ASSIGNEE**, its successors, legal
representatives and assigns, any facts known to us respecting said invention, and testify in any legal proceeding, sign all lawful
papers, execute all divisional, continuing, reissue and foreign applications, make all rightful oaths, and generally do everything
possible to aid the said **ASSIGNEE**, its successors, legal representatives and assigns, to obtain and enforce
for said invention in all countries.

IN TESTIMONY WHEREOF, we hereunto set our hands and seals,
signatures.

Date: June 23 1998
Date: June 22 1998
Date: June 22 1998
Date: June 22 1998

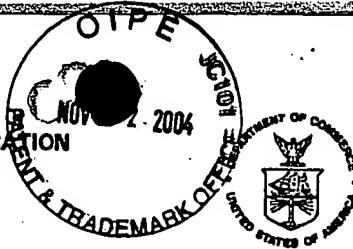
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PROVISIONAL APPLICATION
FILING RECEIPT

UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
ASSISTANT SECRETARY AND COMMISSIONER
OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

APPLICATION NUMBER	FILING DATE	FIL FEE REC'D	ATTORNEY DOCKET NO	DRWGS
60/090,514	06/24/98	\$75.00	2597/NU	4

FRIEDMAN SIEGELBAUM
7 BECKER FARM ROAD
ROSELAND NJ 07068

Receipt is acknowledged of this Provisional Application. This Provisional Application will not be examined for patentability. Be sure to provide the PROVISIONAL APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to Box Provisional Application within 10 days of receipt. Please provide a copy of the Provisional Application Filing Receipt with the changes noted thereon. This Provisional Application will automatically be abandoned twelve (12) months after its filing date and will not be subject to revival to pending status beyond a date which is after twelve (12) months from its filing date.

Applicant(s) KEITH E. CURTIS, HENDERSON, NV; EUGENE T. BOND,
LAS VEGAS, NV.

FOREIGN FILING LICENSE GRANTED 08/20/98
TITLE
VIRTUAL EPROM SIMULATOR APPARATUS

* SMALL ENTITY *

(see reverse)

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